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To: U.S. Patent and Trademark Office**Facsimile: (703) 872-9306****From: James J. Mullen III, Ph.D. – Reg. No. 44,957****Date: October 6, 2004**

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Comments:

ATTORNEY DOCKET: 219002030901
GROUP ART UNIT: 1647
EXAMINER: C. Saoud
SERIAL NO.: 10/083,817
FILING DATE: February 26, 2002
INVENTOR(S): George F. SCHREINER et al.
TITLE: METHODS FOR TREATING HYPERTENSION AND COMPOSITIONS
FOR USE THEREIN

Papers Attached:

1. Transmittal (1 page)
2. Fee Transmittal (1 page + duplicate for fee processing)
3. Terminal Disclaimer (1 page)

sd-223907

PTO/SB/21 (04-04)

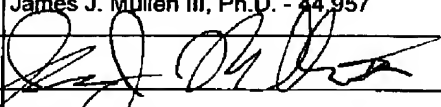
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/083,817	
	Filing Date	February 26, 2002	
	First Named Inventor	George F. SCHREINER	
	Art Unit	1647	
	Examiner Name	C. Saoud	
Total Number of Pages In This Submission	5	Attorney Docket Number	219002030901

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form (1 pages + duplicate for fee processing)	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input checked="" type="checkbox"/> Terminal Disclaimer (1 page)	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Facsimile coversheet (1 page)
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)		
<input type="checkbox"/> Response to Missing Parts/Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		
Customer No. 25225		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	MORRISON & FOERSTER LLP James J. Mullen III, Ph.D. - 44.957
Signature	
Date	October 6, 2004

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office at (703) 872-9308, on the date shown below.

Dated: October 6, 2004

Signature:  (Grace Yu)

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FEE TRANSMITTAL for FY 2005		Complete if Known																																																																																																																																																																																																																																																																					
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4. SUBMITTED BY Name (Print/Type): James J. Mullen III, Ph.D. Signature:				(Complete if applicable) Registration No. (Attorney/Agent): 44,957 Telephone: (858) 720-7940 Date: October 6, 2004																																																																																																																																																																																																				

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TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION OVER A PRIOR PATENT

Docket Number (Optional)

219002030901

In re Application of: George F. SCHREINER et al.

Application No.: 10/083,817

Filed: February 26, 2002

For: METHODS OF TREATING HYPERTENSION AND COMPOSITIONS FOR USE THEREIN

The owners*, Scios, Inc. and University of Washington, of combined 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,352,975. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

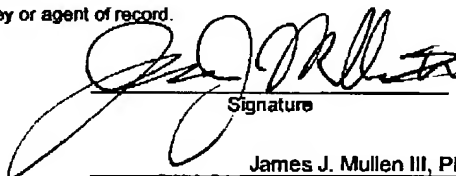
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, as presently shortened by any terminal disclaimer. In the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1. ☐ For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record.



Signature

October 6, 2004

Date

James J. Mullen III, Ph.D. - 44,857

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- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.

*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).
Form PTO/SB/98 may be used for making this certification. See MPEP § 324.

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office at (703) 872-9306, on the date shown below.

Dated: October 6, 2004

Signature: 

(Grace Yu)

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